

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION

SEVERN PEANUT CO, INC.,
MEHERRIN AGRICULTURE &
CHEMICAL CO., and TRAVELERS
PROPERTY CASUALTY COMPANY
OF AMERICA as Subrogee of Severn
Peanut Co., Inc. and Meherrin Agriculture
& Chemical Co.,

Plaintiffs,

vs.

INDUSTRIAL FUMIGANT CO. and
ROLLINS INC.,

Defendants.

DOCKET NO. 2:11-cv-00014-BO

**DEFENDANTS' MOTION TO EXCLUDE PLAINTIFFS' POST-DISCLOSURE
EXPERT TESTING AND SUPPLEMENTAL REPORTS AND OPINIONS**

Defendants Industrial Fumigant Co. and Rollins, Inc., by and through counsel, and pursuant to Rule 37(c)(1) of the Federal Rules of Civil Procedure, hereby move to exclude Plaintiffs' post-disclosure expert testing and supplemental reports and opinions. Defendants submit their supporting memorandum simultaneously herewith.

This the 8th day of October, 2013.

POYNER SPRUILL LLP

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CERTIFICATE OF SERVICE

I hereby certify that I have this day electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel and parties of record as follows:

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This the 8th day of October, 2013.

s/ Steven B. Epstein

Steven B. Epstein